

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. 5:09-CR-00020-F-1

UNITED STATES OF AMERICA

v.

SIRONDA LAVYREE SANDERS,
Defendant.

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ORDER

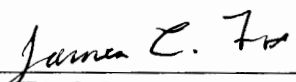
This matter is before the court on Sironda Lavyree Sanders' Motion for Reconsideration Post-Sentencing Rehabilitation Programming [DE-98]. In her motion, Sanders requests a reduction in her sentence based on the rehabilitation programs she has completed while incarcerated.

In support of her claim for a sentence reduction, Sanders cites to *Pepper v. United States*, 131 S.Ct. 1229 (2011). *Pepper* held that "when a defendant's sentence has been set aside on appeal and his case remanded for resentencing, a district court may consider evidence of a defendant's rehabilitation since his prior sentencing and that such evidence may, in appropriate cases, support a downward variance from the advisory Guidelines range." 131 S.Ct. at 1241. In this case, *Pepper* is not applicable because Defendant's sentence has not been set aside.

In light of the foregoing, Sanders' Motion for Reconsideration Post-Sentencing Rehabilitation Programming [DE-98] is DENIED.

SO ORDERED.

This, the 27th day of May, 2015.



JAMES C. FOX
Senior United States District Judge